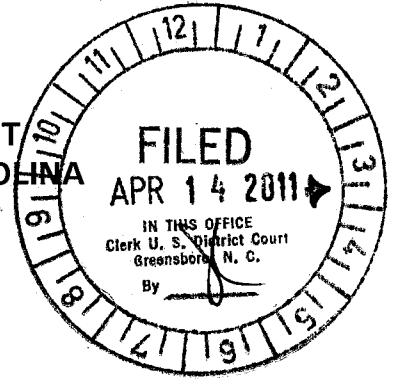


IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA



ANGELA BACHMAN, Personal
Representative of the Estate of
Jeffrey Bachman,
Plaintiff,

v.

TOYOTA MOTOR COMPANY, and
TOYOTA MOTOR SALES, USA., INC.
Defendants.

1:10 CV 263

O-R-D-E-R

The Recommendation of the United States Magistrate Judge was filed with the court in accordance with 28 U.S.C. § 636(b) and, on October 27, 2010, was served on the parties in this action. Plaintiff objected to the Recommendation.

The court has reviewed the portions of the Magistrate Judge's report to which objection was made and has made a de novo determination which is in accord with the Magistrate Judge's report. The court accepts and adopts the Magistrate Judge's recommendation in full.

IT IS THEREFORE ORDERED that the Motion to Dismiss [Docket No. 5] is Granted and the Plaintiff's complaint [Docket No. 3] be, and the same is hereby, **DISMISSED**. A Judgment dismissing this action will be entered contemporaneously with this Order.

This the 14th day of April, 2011.

United States District Judge